

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE: THE BANK OF NEW YORK
MELLON ADR FX LITIGATION

16-CV-00212-JPO-JLC

ECF Case

This Document Relates to:

ALL ACTIONS

**NOTICE OF LEAD PLAINTIFFS' UNOPPOSED MOTION FOR APPROVAL OF THE
PROPOSED FORMS AND MANNER OF NOTICE TO BE DISSEMINATED IN
CONNECTION WITH THE PROPOSED SETTLEMENT**

PLEASE TAKE NOTICE that upon the Stipulation and Agreement of Settlement dated January 15, 2019 ("Stipulation") submitted herewith; the Parties' agreed-upon [Proposed] Order Approving Issuance of Notice and the exhibits attached thereto; the accompanying supporting memorandum; and all other papers and proceedings herein, Lead Plaintiffs David Feige, International Union of Operating Engineers Local 138 Annuity Fund, Annie L. Normand, Diana Carofano and Chester County Employees Retirement Fund hereby move this Court, under Rule 23 of the Federal Rules of Civil Procedure, for entry of an order: (i) directing that notice be provided to Settlement Class Members in the forms and manner proposed by Lead Plaintiffs; (2) appointing Lead Plaintiffs as representatives of the proposed Settlement Class for purposes of disseminating notice, and appointing Lieff Cabraser Heimann & Bernstein, LLP and Kessler Topaz Meltzer & Check LLP as counsel for the proposed Settlement Class; (3) authorizing the retention of Kurtzman Carson Consultants LLC as Claims Administrator and HF Media, LLC as Publication Notice Plan Administrator; and (4) scheduling a hearing to determine whether the Settlement is fair, reasonable, and adequate under Rule 23(e)(2) and whether the Settlement

Class should be certified.¹ Pursuant to the terms of the Stipulation, this motion is unopposed by the Defendant.

Dated: January 15, 2019

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Respectfully submitted,

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¹ All capitalized terms used herein that are not otherwise defined herein have the meanings ascribed to them in the Stipulation.